

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel. W.A.)
DREW EDMONDSON, in his capacity)
of ATTORNEY GENERAL OF THE)
STATE OF OKLAHOMA and)
OKLAHOMA SECRETARY OF THE)
ENVIRONMENT C. MILES TOLBERT,)
in his capacity as the TRUSTEE FOR)
NATURAL RESOURCES FOR THE)
STATE OF OKLAHOMA,)

Plaintiffs,)

vs.)

Case No. 05-CV-0329-JOE-SAJ

1. TYSON FOODS, INC.,)
2. TYSON POULTRY, INC.,)
3. TYSON CHICKEN, INC.,)
4. COBB-VANTRESS, INC.,)
5. AVAIGEN, INC.,)
6. CAL-MAINE FOODS, INC.,)
7. CAL-MAINE FARMS, INC.,)
8. CARGILL, INC.,)
9. CARGILL TURKEY)
PRODUCTION, LLC,)
10. GEORGE’S, INC.,)
11. GEORGE’S FARMS, INC.,)
12. PETERSON FARMS, INC.,)
13. SIMMONS FOODS, INC., and)
14. WILLOW BROOK FOODS, INC.,)

Defendants.)

**PETERSON FARMS, INC.’S JOINDER IN DEFENDANTS’ OBJECTION
TO PLAINTIFFS’ DESIGNATION OF COMPLAINT AS "RELATED CASE"**

Defendant Peterson Farms, Inc. (“Peterson”), hereby joins in and adopts as its own the arguments and authorities set forth at length in “Defendants’ Objection to Plaintiffs’ Designation of

Complaint as ‘Related Case’” (the “Objection”), filed herein on behalf of Defendants Cargill, Inc. and Cargill Turkey Production, LLC [Docket No. 53]. As noted in the Objection, contrary to Plaintiffs’ arbitrary designation that *City of Tulsa v. Tyson Foods, Inc.*, Case No. 01-CV-0900-EA(C) (N.D. Okla.) is related to the above-styled action, neither the allegations nor the subject matter of the instant action is related to the *City of Tulsa* case referenced by Plaintiffs in their First Amended Complaint. Indeed, the dissimilarities include, but are not limited to, standing, geography, plaintiffs, defendants, alleged injuries and damages. As such, Plaintiffs’ designation of “related case” should be stricken from these proceedings.

Respectfully submitted,

By s/ A. Scott McDaniel

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CERTIFICATE OF SERVICE

I certify that on the 3rd day of October 2005, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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I also hereby certify that I served the attached documents by United States Postal Service, proper postage paid, on the following who are not registered participants of the ECF System:

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